

EXPRESS MAIL NO. EL750738946US

## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Apparatus, System and Method for Automatically Making Operational Selling Decisions

the specification of which (check one)

X is attached hereto.

\_\_\_ was filed on \_\_\_\_\_  
as Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Priority Claimed

\_\_\_\_ Yes \_\_\_\_ No  
(Number) (Country) (Day/Month/Year)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_\_  
(Application Serial #) (Filing Date) (Status)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Manny W. Schecter (Reg. 31,722); Lauren C. Bruzzone (Reg. 35,082) Christopher A. Hughes (Reg. 26,914); John E. Hoel (Reg. 26,279); Joseph C. Redmond, Jr. (Reg. 18,753); Stanley B. Green (Reg. 24,351); Richard M. Ludwin (Reg. 33,010); Marc A. Ehrlich (Reg. 39, 966); Douglas W. Cameron (Reg. 31,596); Louis P. Herzberg (Reg. 41,500); Marian Underweiser (Reg. 46,134); Stephen C. Kaufman (Reg. 29,551); Daniel P. Morris (Reg. 32,053); Louis J. Percello (Reg. 33,206); Robert M. Trepp (Reg. 25,933); Gail H. Zarick (Reg. 43,303); Robert P. Tassinari, Jr. (Reg. 36,030); Paul J. Otterstedt (Reg. 37,411); Derek S. Jennings (Reg. 41,473); and Timothy M. Farrell (Reg. 37,321).

Send correspondence to: Duke W. Yee, Carstens, Yee & Cahoon, LLP, P.O. Box 802334, Dallas, Texas 75380 and direct all telephone calls to Duke W. Yee, (972) 367-2001.

FULL NAME OF SOLE OR FIRST INVENTOR: Rajarshi Das

INVENTORS SIGNATURE: Rajarshi Das DATE: July 24, 2001

RESIDENCE: 714-L Pelhamdale Avenue  
New Rochelle, New York 10801

CITIZENSHIP: India

POST OFFICE ADDRESS: Same as above

FULL NAME OF SECOND INVENTOR: James E. Hanson

INVENTORS SIGNATURE: James E. Hanson DATE: July 24, 2001

RESIDENCE: 830 Fairfield Court  
Yorktown Heights, New York 10598

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

FULL NAME OF THIRD INVENTOR: Jeffrey O. Kephart

INVENTORS SIGNATURE: *JK O Kephart* DATE: July 24, 2001

RESIDENCE: 14 Roberta Drive  
Cortlandt Manor, New York 10567

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

FULL NAME OF FOURTH INVENTOR: Steve R. White

INVENTORS SIGNATURE: *Steve R White* DATE: July 24, 2001

RESIDENCE: 225 E. 57th Street  
New York, New York 10022

CITIZENSHIP: United States

POST OFFICE ADDRESS: Same as above

**EXPRESS MAIL NO. EL750738946US**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Das et al.**

§ **Group Art Unit: Not Assigned**

Serial No.: **Not Assigned**

§ **Examiner: Not Assigned**

Filed: \_\_\_\_\_

§ **Attorney Docket No.: YOR920010349US1**

**For: Apparatus, System and Method for Automatically Making Operational Selling Decisions**

**ASSOCIATE POWER OF ATTORNEY**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

I hereby appoint Duke W. Yee, Reg. No. 34,285; Colin P. Cahoon, Reg. No. 38,836; David W. Carstens, Reg. No. 34,134; Stephen R. Loe, Reg. No. 43,757; Stephen J. Walder, Jr., Reg. No. 41,534; Charles D. Stepps, Jr., Reg. No. 45,880; Stephen R. Tkacs, Reg. No. 46,430; Christopher P. O'Hagan, Reg. No. 46,966; Lisa L.B. Yociss, Reg. No. 36,975; and Michael Nichols, Reg. No. 46,959, located at P.O. Box 802334, Dallas, Texas, 75380, telephone 972/367-2001, as associate attorneys to prosecute the above-identified application and transact business in the U.S. Patent and Trademark Office connected herewith. This appointment does not revoke the previous Power of Attorney for this case.

Respectfully submitted,

Date: July 25, 2001

Gail H. Zarick  
Gail H. Zarick  
Registration No.: 43,303  
IBM Corporation  
Intellectual Property Law Department  
Bldg. 801/39-2  
PO Box 218  
Yorktown Heights, NY 10598